

and confirmed, no cause to the contrary having been shown, although the Order has been duly published in the *Centinel*, *Clarion*, a Newspaper published in Frederick County ~
The Trustee is ordered to pay out the funds as Audited. ~

Filed April 21st 1873 ~

John A. Lynch
Judge of the Circuit Court

Charles S. Simmons and
Elizabeth Simmons his wife et al.
vs
Clara Ann Simmons, John
H. Simmons and Others

No 3705 - Equity ~
In the Circuit Court for Frederick County sitting
as a Court of Equity. ~

Be it remembered that heretofore to wit, On the 5th day of September in the year of our Lord One thousand Eight hundred and seventy one, came the said Charles S. Simmons and Elizabeth Simmons and others, into Court here sitting as a Court of Equity, and filed here by their Solicitors W & C W Ross Esqrs. the following Bill of Complaint with the Exhibits therein mentioned. ~

To be Honorable the Judges of the Sixth Judicial Circuit of the State of Maryland, sitting in the Circuit Court for Frederick County, as a Court of Equity. ~

The Bill of Complaint of Charles S. Simmons and Elizabeth J. Simmons his wife, Rezin C. Simmons of Frederick County, State of Maryland - F. Thomas W. Simmons and Florence Simmons his wife of Washington County, State of Maryland and of James Simmons and Harriet Simmons his wife of the State of Virginia, Shows - That Sophia Simmons in her lifetime, was seized and possessed in fee simple of all that northern half part of Lot No. One hundred and fifteen, Situate on the South side of First Third Street, Frederick City, and which part of said Lot, is more fully described in the deed from William S. Bennett and Charity A. Bennett his wife to said Sophia Simmons bearing date on the seventh day of March in the year Eighteen hundred and seventy, a certified copy of which deed is herewith Exhibited Marked Exhibit 'A', which together with all other Exhibits hereinafter Exhibited, your Complainants pray may be taken as part of this their Bill of Complaint. ~

Your Complainants further state, that the said Sophia Simmons by her will, dated on the Thirteenth day of August, Eighteen hundred and sixty nine directed her house and Lot in Urbana, to be sold and the proceeds of the sale thereof, together with her personal Estate, to be divided among her children in the manner therein provided, all of which will more fully appear by reference to a certified copy of said Will herewith exhibited Marked Exhibit B. ~

Your Complainants further state, that the said Sophia Simmons left the following children, and grand children, the Children of a Deceased Son her surviving, to wit:

- 1 Charles S. Simmons, a Son.
- 2 Clara Ann Simmons, John H. Simmons Richard J. Simmons, and Mary Simmons, infant Children of Richard Simmons deceased, a son of said Sophia, and who died prior to the death of said Mother, the said Sophia Simmons and all of whom now reside in Frederick County, State of Maryland ~
- 3 Ann Sophia a daughter, now & if - George H. Cole, and who now reside in

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